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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
Plaintiff, )  
vs. )  
DANIEL J. DEASE, )  
Defendant. )  
)  
)  
)  
)  
)  
)  
)  
2:13-cr-00253-JAD-PAL  
**STIPULATION TO CONTINUE  
REVOCATION HEARING**  
Consolidated with Case:  
2:15-cr-00255-JAD-PAL

IT IS HEREBY STIPULATED AND AGREED by and between Defendant, DANIEL J. DEASE, by and through his counsel, TODD M. LEVENTHAL, ESQ., and the United States of America, by its counsel, SUSAN CUSHMAN, Assistant U.S. Attorney, that the Trial in the above-captioned matter currently set for Tuesday, June 28, 2016 be re-set for at least 30 days or a time convenient for the court.

This Stipulation is entered into for the following reasons

1. On December 23, 2015 the case 2:13-cr-00253 was consolidated and assigned to the Honorable Judge Jennifer A. Dorsey with current case number 2:15-cv-00255.
  2. Mr. Leventhal needs additional time to review a proposed Plea Agreement in the case that this instant matter was consolidated with.
  3. Counsel is requesting the continuance of this matter to be reset and coordinated with case #2:15-cr-00255-JAD-PAL

- 1       4. Mr. Dease is currently in custody and agrees with this request.  
2       5. Mr. Leventhal has spoken to SUSAN CUSHMAN, Assistant United States  
3           Attorney, and she has no objection to this continuance.  
4       6. Additionally, denial of this request for a continuance could result in a miscarriage  
5           of justice.

6

7       DATED this 8<sup>th</sup> day of June, 2016.

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9       \_\_\_\_\_  
10      /s/ Todd M. Leventhal  
11      TODD M. LEVENTHAL, ESQ.  
12      Counsel for Daniel J. Dease

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15      \_\_\_\_\_  
16      /s/ Susan Cushman  
17      SUSAN CUSHMAN  
18      Assistant U.S. Attorney

19      Submitted By: LEVENTHAL & ASSOCIATES, PLLC

20

21      By:       \_\_\_\_\_  
22      \_\_\_\_\_  
23      /s/ Todd M. Leventhal  
24      TODD M. LEVENTHAL, ESQ.  
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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, )  
12 vs. )  
13 DANIEL J. DEASE, )  
14 Defendant. )

## **FINDINGS OF FACT**

Based on the stipulation of counsel, and good cause appearing, the Court finds that:

1. On December 23, 2015 the case 2:13-cr-00253 was consolidated and assigned to the Honorable Judge Jennifer A. Dorsey with current case number 2:15-cv-00255.
  2. Mr. Leventhal needs additional time to review a proposed Plea Agreement in the case that this instant matter was consolidated with.
  3. Counsel is requesting the continuance of this matter to be reset and coordinated with case #2:15-cr-00255-JAD-PAL
  4. Mr. Dease is currently in custody and agrees with this request.
  5. Mr. Leventhal has spoken to SUSAN CUSHMAN, Assistant United States Attorney, and she has no objection to this continuance.

6. Additionally, denial of this request for a continuance could result in a miscarriage of justice.

## **CONCLUSIONS OF LAW**

1. For all the above-stated reasons, the ends of justice would best be served by granting a continuance of the current Revocation Hearing date and reset it for the same date as the trial in the 2:15-cr-00255 case or a time convenient for the court.

## ORDER

9                   Accordingly, IT IS SO ORDERED that the current Revocation hearing is vacated  
10 and the same is continued and reset for Monday, August 8, 2016, at 1:30 p.m. in Courtroom 6D.

Dated this 9th day of June, 2016.

JENNIFER A. DORSEY  
UNITED STATES DISTRICT JUDGE

## **CERTIFICATE OF SERVICE**

I hereby certify that on the 8<sup>th</sup> day of June, 2016 a true and correct copy of the,

**STIPULATION AND ORDER TO CONTINUE REVOCATION HEARING**

was filed through the CM/ECF filing system and was electronically served to the following registered addresses on file for this instant case :

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/s/ Carmen Martinez  
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